

OCT 05 2006

001/005

10/05/2006 09:10 FAX 4159573001

DUANE MORRIS LLP-SF

---

## DuaneMorris

DUANE MORRIS LLP  
ONE MARKET, SPEAR TOWER, SUITE 2000  
SAN FRANCISCO, CA 94105-1104  
PHONE: 415.957-3000  
FAX: 415.957-3001

---

## FACSIMILE TRANSMITTAL SHEET

---

**TO:** EXAMINER RENE T. TOWA

**FIRM/COMPANY:** Mail Stop Amendment

**FACSIMILE NUMBER:** (571) 273-8300

**CONFIRMATION  
TELEPHONE:**

**FROM:** Ruth Der, Paralegal

**DIRECT DIAL:** 415.957-3031

**DATE:** October 5, 2006

**USER NUMBER:**

**FILE NUMBER:** Atty. Docket No. R0367-00103, Serial No. 10/790,173

**TOTAL # OF PAGES:** 5  
(INCLUDING COVERSHEET)

**MESSAGE:** Attached are *Information Disclosure Statement* and form *PTO-1449*.

***Please confirm receipt of this facsimile.***

NOTE: Original will not follow

**CONFIDENTIALITY NOTICE**

THIS FACSIMILE TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL AND IS INTENDED ONLY FOR THE REVIEW OF THE PARTY TO WHOM IT IS ADDRESSED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY TELEPHONE THE SENDER ABOVE TO ARRANGE FOR ITS RETURN, AND IT SHALL NOT CONSTITUTE WAIVER OF THE ATTORNEY-CLIENT PRIVILEGE.

If there is a problem with this transmission, please call us as soon as possible at 415.957-3000.

OCT 05 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
Burbank et al.Examiner: Rena T. Towa  
Group Art Unit: 3736For: **BREAST BIOPSY SYSTEM AND  
METHODS**

Serial No.: 10/790,173

Filed: March 1, 2004

Atty. Docket No.: R0367-00103

TRANSMITTAL

## CERTIFICATE OF MAILING PURSUANT TO 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by facsimile to at (571) 273-8300, Attn: Rena T. Towa, Mail Stop Amendment,  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 10/5/2006 in San Francisco, CA.By: [Signature]Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. Transmitted herewith for filing in the above-identified patent application are the following:

X Information Disclosure Statement; and  
X Form PTO-1449.

2. Payment of Fees

X Applicants believe that there is no fee due in this communication. Should the Commissioner find otherwise, the Commissioner is authorized to charge the fees due and to credit any overpayment of fees set forth under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing Atty. Docket No. R0367-00103. A duplicate copy of this transmittal is enclosed for this purpose.

Respectfully,

By: [Signature]Edward J. Lynch  
Registration No. 24,422  
Attorney for ApplicantsDUANE MORRIS LLP  
One Market  
Spear Tower, Ste. 2000  
San Francisco, CA 94105  
Telephone: (415) 957-3000  
Facsimile: (415) 957-3001  
Direct Dial: (415) 957-3067

OCT 05 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
Burbank et al.Examiner: Rena T. Towa  
Group Art Unit: 3736For: **BREAST BIOPSY SYSTEM AND  
METHODS**

Serial No.: 10/790,173

Filed: March 1, 2004

Atty. Docket No.: R0367-00103

TRANSMITTAL

## CERTIFICATE OF MAILING PURSUANT TO 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by facsimile to at (571) 273-8300, Attn: Rena T. Towa, Mail Stop Amendment,  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 10/5/2006 in San Francisco, CA.By: Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. Transmitted herewith for filing in the above-identified patent application are the following:

☒ Information Disclosure Statement; and  
☒ Form PTO-1449.

2. Payment of Fees

☒ Applicants believe that there is no fee due in this communication. Should the Commissioner find otherwise, the Commissioner is authorized to charge the fees due and to credit any overpayment of fees set forth under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing Atty. Docket No. R0367-00103. A duplicate copy of this transmittal is enclosed for this purpose.

Respectfully,

By: Edward J. Lynch  
Registration No. 24,422  
Attorney for ApplicantsDUANE MORRIS LLP  
One Market  
Spear Tower, Ste. 2000  
San Francisco, CA 94105  
Telephone: (415) 957-3000  
Facsimile: (415) 957-3001  
Direct Dial: (415) 957-3067

COPY

OCT 05 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
Burbank et al.

Examiner: Rene T. Towa

Group Art Unit: 3736

For: BREAST BIOPSY SYSTEM AND METHODS

Serial No.: 10/790,173

INFORMATION DISCLOSURE  
STATEMENT

Filed: March 1, 2004

Atty. Docket No.: R0367-00103

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8I hereby certify that this correspondence is being transmitted by facsimile to at (571) 273-8300, Attn: Examiner Rene T. Towa, Mail Stop  
Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on \_\_\_\_\_, in San Francisco, CA.

By: \_\_\_\_\_

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants wish to bring to the attention of the Patent Office the references listed on the attached PTO-1449 form and request that they be considered by the Examiner. Each item of information contained in the attached was cited from the Patent Office on a related application not more than three months prior to the filing of this Statement.

Applicants herein believe that there is no fee due with this communication. Should the Commissioner find otherwise, the Commissioner is authorized to charge the fees due and to credit any overpayment set forth under 37 C.F.R. §1.16 and §1.17 to Deposit Account No. 04-1679, referencing Atty. Docket No. R0367-00103.

Respectfully submitted,

By: Edward J. Lynch  
Registration No. 24,422  
Attorney for ApplicantsDUANE MORRIS LLP  
One Market  
Spear Tower, Ste. 2000  
San Francisco, CA 94105  
Telephone: (415) 957-3000  
Facsimile: (415) 957-3001  
Direct Dial: (415) 957-3067

OCT 05 2006

<b>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</b>  <b>INFORMATION DISCLOSURE STATEMENT</b> UNDER 37 CFR §1.56, §1.97, and §1.98  <b>PTO-1449 FORM</b>  SHEET 1 OF 1				ATTORNEY DOCKET NO.: R0387-00103		SERIAL NO.: 10/790,173	
				APPLICANT: Burbank et al		EXAMINER: Rene T. Towa	
				FILING DATE: March 1, 2004		GROUP ART UNIT: 3736	

  

U.S. PATENT DOCUMENTS						
↑ EXR INITIAL	*REF. #	PATENT NUMBER	DATE (MO/YR)	NAME	U.S. CLASS/ SUBCLASS	FILING DATE
	A59	6,454,727	9/02	Burbank et al.		
	A60	6,494,881	12/02	Bales et al.		
	A61	6,712,775	3/04	Burbank et al.		

  

FOREIGN PATENT DOCUMENTS					
↑ EXR INITIAL	*REF. #	PATENT NUMBER	DATE (MO/YR)	COUNTRY	TRANSLATION (YES/NO)

  

NON-PATENT DOCUMENTS		
↑ EXR INITIAL	*REF. #	CITATIONS (Author, Article Title, Journal/Book Title, Date, Pertinent Pages, etc.)

  

EXAMINER'S SIGNATURE	DATE CONSIDERED
----------------------	-----------------

  

↑ EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609.  
 Line through citation if not in conformance and not considered. *Include copy of this form in next communication to applicant.*

\* If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by or submitted to the PTO in a prior application that is identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120. 37 C.F.R. 1.98(d).